

against remarkings, however positive, are not admissible as evidence
in any court of Justice.

Your Petitioner in his former petition set forth that most if
not all debtors acknowledge the injustice of the law, and apologize
for the payment of their old debts in the new bills of credit from
the necessity they are under of receiving them. The allegation
your Petitioner avers upon his honor to be true; but lately a
debtor upon cross examination, not only acknowledged the payment
to be dishonest, but added, "our Assemblies oblige us to be Rogues;
and further to justify what your Petitioner hath set forth he
hath annexed a copy of a letter to this petition, the original
of which he is (if required) ready to produce, to shew the opinion
on even debtors themselves entitain of the law, and he hopes,
it will not be deemed offensive to express his surprise, that any
man of sense & probity should differ from them in opinion.

It is a maxim particularly applicable to Legislators, id non
~~prosumus, quod non deinceps prosumis;~~ that is a legislature can
not do, what in justice ~~it~~ ought not to do: If this maxim be
admitted, and surely it will not be denied by the House of
Delegates, the repeal or amendment of the tender law must
take place for the following reasons.

No law ought to pass contrary to our Declaration of Rights; all
ex post facto laws are contrary to the spirit of that Declaration, tho' not
expressly contrary to the letter of it; The tender law is an ex post
facto law, therefore unconstitutional, and ought not to have passed,
and tho' cloathed with the form of a law, its validity may be
grossly questioned.

No law violating the moral law "Do, as you would be done
by," ought to subsist; the tender law violates that law; the Mem-
bers of the General Assembly violate that law, unless they
will part with their Sterling money at $66\frac{2}{3}\%$ ~~per cent~~, give silver dol-
lars for paper dollars, and forego their advanced allowances.
No law ought to subsist which contradicts the law of God; God